

<b>FACSIMILE TRANSMITTAL FORM</b>	Application Number	10/826893	RECEIVED CENTRAL FAX CENTER SEP 02 2005
	Filing Date	April 16, 2004	
	First Named Inventor	Tarbutton, Kent S.	
	Art Unit	3616	
	Examiner Name	Toan C. To	
Fax: 571-273-8300	Attorney Docket Number	56847US007	
Total Number of Pages in This Submission: <b>3</b>			
Date: September 2, 2005		Attorney for Applicant: Harold C. Knecht III	

<b>ENCLOSURES (check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Amendment Transmittal	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Proprietary Information
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	<input type="checkbox"/> Request for Continued Examination (RCE) Transmittal	
<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance Communication to Technology Center	
<b>REMARKS:</b>		

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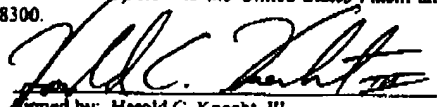
Patent  
Case No.: 56847US007

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: TARBUTTON, KENT S.  
Application No.: 10/826893 Group Art Unit: 3616  
Filed: April 16, 2004 Examiner: Toan C. To  
Title: METHOD OF HYDROFORMING ARTICLES AND THE ARTICLES FORMED  
THEREBY

RESPONSE TO RESTRICTION REQUIREMENT-ELECTION OF SPECIES

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<b>CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]</b>	
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<input type="checkbox"/>	deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
<input checked="" type="checkbox"/>	transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300.
Date 9/2/05	Signed by:  Harold C. Knecht, III

Dear Sir:

In response to the Restriction Requirement dated August 4, 2005, Applicants provisionally elect Species II: represented by figures 3-4.

It is submitted that claims 17-27, 29-31, 35 and 36 are all generic claims, and claim 28 reads on Species II. In addition, claims 32 and 34 read on Species I and claims 32 and 33 read on Species III.

The current requirement for election of species is traversed, and reconsideration is respectfully requested. In requiring a restriction of claims 17 to 36 to one of three proposed species, the Examiner fails to cite any section of the MPEP or the CFR or provide any other grounds in support of the conclusion that the restriction of the noted species is proper and permitted. MPEP §803 expressly requires an Examiner to provide reasons to support any conclusion related to a proposed restriction, including that such restriction requirement is proper. It is requested that the Examiner expressly provide the reasons supporting the proposed restriction requirement. The

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failure to provide any such reason effectively prevents the Applicants from being able to decide whether the restriction requirement can be properly traversed.

In addition, it is submitted that the claims now pending before the Examiner are in condition for allowance. A notification of allowability is solicited.

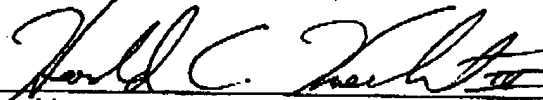
Should the Examiner determine that a telephone interview would be beneficial in resolving any of the issues in this case, the Examiner is invited to telephone the undersigned attorney at the telephone number noted below.

Respectfully submitted,

Date

9/2/05

By:



Harold C. Knecht III, Reg. No.: 35,576

Telephone No.: 651-575-1056

Office of Intellectual Property Counsel  
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